

ORIGINAL

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EXCEPTIONAL INNOVATION LLC

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

EXCEPTIONAL INNOVATION LLC

Plaintiff,

vs.

KONTRON AMERICA, INC.,

Defendant.

AND RELATED CROSS-ACTIONS.

Case No. 3:07-CV-02041-LAB-LSP

**NOTICE OF ASSOCIATION OF
COUNSEL**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:

PLEASE TAKE NOTICE that Brickler & Eckler hereby associates Rutan & Tucker, LLP, and Jeffrey Wertheimer and Chris M. Heikus Weaver of that office, 611 Anton Boulevard, Fourteenth Floor, Costa Mesa, California 92626, telephone (714) 641-5100, fax (714) 546-9035, as co-counsel on behalf of Plaintiff

FILED
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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY: KUH
DEPUTY

1 Exceptional Innovation LLC. Please add the newly associated firm to your service
2 list and to all correspondence.

3
4 Dated: November 28, 2007

Respectfully submitted,

BRICKER & ECKLER

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6 By: 

Vladimir Belo

7
8 Dated: November 28, 2007

RUTAN & TUCKER, LLP
JEFFREY WERTHEIMER
CHRISTOPHER HEIKAUS-WEAVER

9
10 By: 

Jeffrey Wertheimer

11
12 Attorneys for Plaintiff
EXCEPTIONAL INNOVATION LLC

PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA, COUNTY OF ORANGE

I am employed by the law office of Rutan & Tucker, LLP in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 611 Anton Boulevard, Fourteenth Floor, Costa Mesa, California 92626-1931.

On November 28, 2007, I served on the interested parties in said action the within:

NOTICE OF ASSOCIATION OF COUNSEL

by placing a true copy thereof in sealed envelopes addressed as stated below:

Elizabeth Ann Mitchell, Esq.
Solomon Ward Seidenwarm and Smith
401 B Street, Suite 1200
San Diego, CA 92101

Attorneys for Defendant and Counter-
Claimant Kontron America, Inc.

Philomena M. Dane, Esq.
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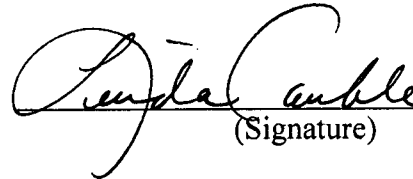
Attorneys for Defendant and Counter-
Claimant Kontron America, Inc.

In the course of my employment with Rutan & Tucker, LLP, I have, through first-hand personal observation, become readily familiar with Rutan & Tucker, LLP's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice I deposited such envelopes in an out-box for collection by other personnel of Rutan & Tucker, LLP, and for ultimate posting and placement with the U.S. Postal Service on that same day in the ordinary course of business. If the customary business practices of Rutan & Tucker, LLP with regard to collection and processing of correspondence and mailing were followed, and I am confident that they were, such envelopes were posted and placed in the United States mail at Costa Mesa, California, that same date. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on November 28, 2007, at Costa Mesa, California.

I declare under penalty of perjury that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that the foregoing is true and correct.

Linda Cauble
(Type or print name)


(Signature)